



February 22, 2022

SUMMARY OF BILL AS AMENDED (014059): Requires a person convicted of certain offenses on or after July 1, 2022, to serve 100 percent of the sentence imposed undiminished by sentence reduction credits.

FISCAL IMPACT OF BILL AS AMENDED:

Increase State Expenditures – \$27,704,900 Incarceration

Assumptions for the bill as amended:

- The proposed legislation applies to the following offenses:
 - Aggravated assault, if the offense involved the use of a deadly weapon;
 - Reckless aggravated assault, if the offense involved the use of a deadly weapon;
 - Aggravated assault, if the offense involved strangulation or attempted strangulation;
 - Aggravated assault against a first responder or nurse, if the offense involved the use of a deadly weapon;
 - Aggravated assault against a first responder or nurse, if the offense involved strangulation or attempted strangulation;
 - Second degree murder;
 - Voluntary manslaughter;
 - Criminally negligent homicide;
 - Vehicular homicide;
 - Reckless homicide;
 - Aggravated vehicular homicide;
 - Involuntary labor servitude;
 - Trafficking persons for forced labor or services;
 - Possessing a firearm or antique firearm during commission or attempt to commit a dangerous felony;
 - Attempted first degree murder, where the victim suffers serious bodily injury;
 - Aggravated kidnapping;
 - Especially aggravated kidnapping;
 - Aggravated robbery;
 - Especially aggravated robbery;
 - Carjacking;
 - Aggravated burglary;
 - Especially aggravated burglary;

- Aggravated arson; and
- Manufacture, delivery, or sale of a controlled substance after two or more convictions.
- Based on population data from the U.S. Census Bureau, population growth in Tennessee averaged 0.74 percent per year for each of the past 10 years (from 2010 to 2020).
- The weighted average operational costs per day are estimated to be \$51.36 for inmates housed at state facilities and \$48.77 for inmates housed at local facilities.
- The estimated increase in incarceration costs are estimated to be the following over the next ten-year period:

Increase in State Expenditures	
Amount	Fiscal Years
\$ 11,300	FY22-23
\$ 599,500	FY23-24
\$ 10,232,600	FY24-25
\$ 13,477,500	FY25-26
\$ 16,146,800	FY26-27
\$ 17,779,700	FY27-28
\$ 21,481,700	FY28-29
\$ 25,194,600	FY29-30
\$ 27,083,200	FY30-31
\$ 27,704,900	FY31-32

- Pursuant to Tenn. Code Ann. § 9-4-210, recurring costs increases are to be estimated on the highest of the next ten fiscal years; therefore, the recurring increase in incarceration costs will be \$27,704,900.
- The estimated fiscal impact of the proposed legislation does not consider the availability of beds in state and local facilities, but is based solely on the current operating costs of state facilities and the reimbursement rates for local facilities as is required by Tenn. Code Ann. § 9-4-210.
- All calculations used in completion of this fiscal note are available upon request.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



Krista Lee Carsner, Executive Director

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